



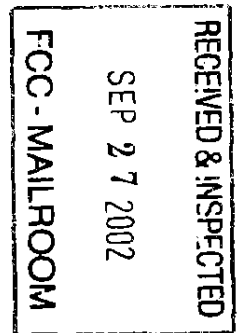
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C4C203

Federal Communications Commission
Washington, D.C. 10554

October 30, 2002

Charles Crawford
4553 Bordeaux Avenue
Dallas, Texas 75205



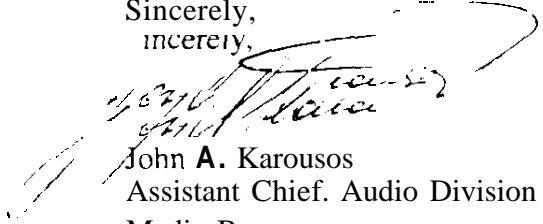
Dear Mr. Crawford:

This letter refers to the petition for rule making you filed on September 27, 2002, requesting the allotment of Channel 242A to Hornbeck, Louisiana, as the community's first local commercial FM service.

A staff engineering analysis reveals that your petition is unacceptable for consideration at this time. The proposal for Channel 242A at Hornbeck is short-spaced to the licensed facilities of Station KYKZ, Channel 241C, Lake Charles, Louisiana. Although, Cumulus Licensing Corporation, licensee of Station KYKZ, was granted a construction permit on May 10, 2002, to specify operation on Channel 241C1 in lieu of Channel 241C (BPH-20020111AAR). The license application, (BLH-20021001ABM), has not been granted. Moreover, any rule making proposal must protect the authorized Class C facilities until the Class C1 facilities is licensed. *See Revision of Section 73.3573(a)(1) of the Commission's Rules Concerning the Lower Classification of an FM Allotment*, 4 FCC Rcd 2413 (1989). Furthermore, your request is contingent on the outcome of the grant of the license application for Station KYKZ to specify operation on Channel 241C1 at Lake Charles, Louisiana. We do not accept contingent proposals. *See Cut and Shoot, Texas*, 11 FCC Rcd 16383(1996).

Therefore, **we** are returning your petition for rulemaking for the reasons discussed above. You may refile your petition once Station KYKZ's license application is granted to specify operation on Channel 241C1 at Lake Charles, Louisiana.

Sincerely,
incerely,


John A. Karousos
Assistant Chief, Audio Division
Media Bureau

Enclosure

RECEIVED & INSPECTED
SEP 27 2002
FCC - MAILROOM

To: John Karousos, Assistant Chief
Audio Division of the
Media Bureau

PETITION FOR RULE MAKING

Pursuant to **47 C.F.R. 1.401**, Charles Crawford respectfully petitions the FCC to institute a Rule Making proceeding to amend the FM Table of Allotments to add Channel 242A at **Hornbeck**, Louisiana.

DISCUSSION

Petitioner respectfully submits that the public Interest would be served by allocating Channel 242A to **Hornbeck**, Louisiana, as that community's first aural broadcast transmission service. **Hornbeck** is an incorporated city with a population in excess of 434 people. **Hornbeck** has its own mayor, Clarence Beebe, its own school system. the **Hornbeck** Independent School District, its own post office, its own fire department, its own town hall and a number of local churches. The proposed channel 242A will provide additional diversity and an outlet for local self-expression to **Hornbeck** residents and therefore is in the public interest.

Petition for Rule Making
Hombeck, Louisiana
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Attached hereto is a channel study confirming that Channel 242A can be allocated to **Hornbeck**, Louisiana, consistent with the FCC's FM separation rules. See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992). Note: KYKZ Lake Charles, Louisiana was granted a construction permit on May 10, 2002 to downgrade from channel 241C to 241C1. Also note: KLSN channel 242A Hudson, Texas is now licensed to a site that is not in conflict with the proposed new channel 242A at Hombeck, Louisiana. There are no other preclusion's.

Reference coordinates are:

31 26 31 N
93 24 22 W

Should this petition be granted, and Channel **242A** be allotted to **Hornbeck**, Louisiana Petitioner will apply for Channel 242A, and after it is authorized, will promptly construct the new facility.

The information provided in this Petition for Rule Making is correct and true to the best of my knowledge.

Respectfully submitted,



Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205
(214) 520-7077 Tele
(214) 443-9308 Fax

August 26, 2002
Hombeck

MAPFM search of channel 242A6 (96.3MHz), at N. 31 26 31, W. 93 24 22.

Searching Channel 242A6 (96.3 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARA
NCE									
XHRYAF	SOUTH FORT POLK	LA	239	A	U	36.3	31.0	156.50	5.3
950720	SOUTH FORT POLK	LA	239	A	C	38.6	31.0	147.8ø	7.6
NEW	SOUTH FORT POLK	LA	239	A	A	45.0	31.0	164.3ø	14.0
ALC	LAKE CHARLES	LA	241	C1	V	132.9	133.0	177.40	-0.1
KERM	LAKE CHARLES	LA	241	C	U	125.4	165.0	177.0ø	-39.6
KYKZ	LAKE CHARLES	LA	241	C	L	128.7	165.0	187.3ø	-36.3
WHTR	LAKE CHARLES	LA	241	C1	A	132.9	133.0	177.4ø	-0.1
ALC	HUDSON	TX	242	A	U	129.9	151.0	267.8ø	-21.1
ALC	HUDSON	TX	242	A	C	129.6	115.0	266.20	14.6
KJJK-F	SHREVEPORT	LA	243	C1	U	134.8	133.0	341.4ø	1.8
KVKI-F	SHREVEPORT	LA	243	C1	L	134.8	133.0	341.40	1.8
KZMZ	ALEXANDRIA	LA	245	C	L	97.6	95.0	117.3ø	2.6
WBPW	ALEXANDRIA	LA	245	C	U	97.6	95.0	117.30	2.6
KBBE	MANY	LA	296	C3	U	18.6	12.0	1.9ø	6.6
KWLX	MANY	LA	296	C3	L	18.4	12.0	1.4ø	6.4

Hornbeck, LA CH. 242A 3.16mv

